

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN
GREEN BAY DIVISION

UNITED STATES OF AMERICA and)	
THE STATE OF WISCONSIN,)	
)	
Plaintiffs,)	Civil Action No. 10-C-910
)	
v.)	Hon. William C. Griesbach
)	
NCR CORPORATION, <i>et al.</i>)	
)	
)	
Defendants.)	
)	

**NOTICE OF AVAILABILITY OF APPROVED FINAL REMEDIAL DESIGN
FOR OPERABLE UNITS 2 THROUGH 5
AT THE LOWER FOX RIVER AND GREEN BAY SUPERFUND SITE**

The United States hereby gives notice that the U.S. Environmental Protection Agency and the Wisconsin Department of Natural Resources (the “Response Agencies”) recently approved the Final Remedial Design for Operable Units 2 through 5 at the Lower Fox River and Green Bay Superfund Site. Among other things, the Final Remedial Design specifies remediation requirements and remedial techniques to be used in particular areas within OUs 2-5, consistent with the Response Agencies’ 2007 Record of Decision Amendment for OUs 2-5 (Dkt. 404-3) and June 2012 Design Memorandum (Dkt. 439-10).

In response to a written request from any litigant in this case, the U.S. Department of Justice will provide a DVD containing electronic copies of recently-prepared materials describing the Final Remedial Design, including: (i) an October 2012 submittal to the Response Agencies entitled “Lower Fox River Remedial Design – 100% Design Report for 2010 and

Beyond Remedial Actions – Volume 2 of 2” (including Appendices); and (ii) the Response Agencies’ October 26, 2012, notice of approval of that submittal. EPA will be adding these documents to the Administrative Record for the Site.

For the United States of America

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Assistant Attorney General
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Dated: November 6, 2012

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CERTIFICATE OF SERVICE

I certify that on this date the foregoing Notice of Availability was filed electronically with the Clerk of the Court using the Court's Electronic Court Filing System, which sent notification of such filing to the following counsel:

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